

1 Hon. John H. Chun
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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 KURT A. BENSHOOF; A.R.W. by and through
9 his father, KURT A. BENSHOOF,

No. 2:24-cv-00808-JHC

10 Plaintiffs,

[PROPOSED]

11 v.
12 MARSHALL FERGUSON, J. DOE, BLAIR
13 RUSS, JESSICA SKELTON, MICHAEL
TRACY, SARAH TURNER, JAMAL
WHITEHEAD,

14 ORDER GRANTING DEFENDANT
15 MARSHALL FERGUSON'S MOTION
16 TO DISMISS PURSUANT TO FRCP
17 12(b)(6)

Defendants.

18 This matter came before the Court on Defendant Marshall Ferguson's Motion to Dismiss
19 under Federal Rule of Civil Procedure 12(b)(6). The Court, having considered the files and records
20 herein, including:

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1. Defendant Marshall Ferguson's Motion to Dismiss;
2. Plaintiff Kurt Benshoof's Response, if any; and
3. Defendant Marshall Ferguson's Reply in support of Motion to Dismiss.

22 Being fully advised on the matter, the COURT HEREBY ORDERS that Defendant Marshall
23 Ferguson's Motion to Dismiss is GRANTED. Plaintiff's complaint against Marshall Ferguson is
DISMISSED WITH PREJUDICE and without leave to amend.

ORDER GRANTING FERGUSON'S MOTION TO
DISMISS - 1
2:24-CV-00808-JHC

Leesa Manion (she/her)
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1 DATED this _____ day of _____, 2024.
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HONORABLE JOHN H. CHUN

5 Presented by:
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LEESA MANION (she/her)
Prosecuting Attorney

8 By: s/Peggy Wu
9 Peggy Wu, WSBA #35941
Senior Deputy Prosecuting Attorney
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Attorney for Marshall Ferguson

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ORDER GRANTING FERGUSON'S MOTION TO
DISMISS - 2
2:24-CV-00808-JHC

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